

AMENDED IN SENATE APRIL 16, 2004

SENATE BILL

No. 1795

Introduced by Senator Alarcon

February 20, 2004

~~An act to amend Section 52336 of the Education Code, relating to career preparation.~~ *An act to amend, repeal, and add Section 51225.3 of, and to add Sections 63080 and 63081 to, the Education Code, relating to career preparation.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1795, as amended, Alarcon. ~~Career preparatory programs~~ *High Performance High School Act.*

Existing law requires a pupil to complete, while in grades 9 to 12, inclusive, specified courses to receive a diploma of graduation from high school.

This bill, commencing with the 2010–11 school year, would increase the number of courses a pupil is required to complete to receive that diploma by requiring an additional year course in English and mathematics, 2 year courses in a foreign language, a year course in visual and performing arts, and a year course in specified elective subjects, unless a pupil is exempted. By imposing additional duties on school districts, this bill would impose a state-mandated local program.

Existing law establishes various categorical education programs under which funding is provided for specific educational purposes.

This bill would consolidate 20 of those programs into a block grant and would authorize a school district, commencing on July 1, 2005, to apply to the State Department of Education for that block grant. The bill would authorize a school district that receives the block grant to use the

grant for any purpose, provided that certain requirements regarding academic achievement of high school pupils are met.

This bill would also authorize the department to adopt emergency regulations to implement these provisions.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

~~authorizes any business, trade or professional association, union, or state or local governmental agency operating in the state to establish and operate career preparatory programs, as specified, that would provide a specified course of instruction to meet the requirements for graduation from high school and on-the-job training and instruction in specific vocational skills.~~

~~This bill would make a technical, nonsubstantive change to those provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes. State-mandated local program: ~~no~~ yes.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1. Section 52336 of the Education Code is~~
- 2 *SECTION 1. (a) The Legislature hereby finds and declares*
- 3 *all of the following:*
- 4 *(1) Less than 10 percent of California public high schools have*
- 5 *reached an acceptable academic performance index (API) score*
- 6 *of 800, and only 40 percent of high schools reach their annual API*
- 7 *growth targets.*
- 8 *(2) The majority of California public high school pupils are not*
- 9 *reaching the academic levels needed to succeed in the workplace,*
- 10 *college, or as effective citizens.*
- 11 *(3) Appropriate preparation and more rigorous curriculum*
- 12 *leads to higher achievement levels for all pupils.*

1 (4) Pupils in the lowest academic quartile who are enrolled in
2 college readiness curriculum achieve higher results on reading
3 and mathematics assessments than their counterparts who are
4 enrolled in less demanding courses.

5 (5) Career Technical Education pupils who are enrolled in a
6 rigorous college readiness curriculum reach higher reading
7 achievement levels than their counterparts who are enrolled in
8 low-level courses.

9 (6) Sixty-five percent of graduating high school pupils in
10 California do not successfully complete the curriculum required
11 for admission to the University of California and the California
12 State University, nor are they adequately prepared to do college
13 level work in the California Community Colleges.

14 (7) Without the curriculum necessary for college admission,
15 low-income and graduating seniors of color are
16 disproportionately ineligible to apply to the University of
17 California or California State University.

18 (8) A rigorous high school curriculum is the single most
19 important factor for college completion for entry into the rapidly
20 expanding, technically demanding careers of the modern
21 economy.

22 (b) It is therefore the intent of the Legislature to ensure all of the
23 following:

24 (1) That all high school graduates are prepared for
25 postsecondary education institutions and the workforce.

26 (2) Beginning July 1, 2010, high school pupils are provided
27 with all of the following:

28 (A) The opportunity to take a rigorous college readiness
29 curriculum and be advised that the curriculum provides
30 opportunities for entry into four-year colleges and universities.

31 (B) Adequate preparation for educational options at the
32 California Community Colleges.

33 (C) Adequate preparation to enter technically demanding
34 self-sufficient careers.

35 (3) That each school district plans for and phases in the
36 implementation of the college readiness curriculum contained in
37 Section 3 of this act between 2005 and 2010.

38 (4) The removal of procedural barriers to college preparedness
39 by requiring all high schools to enroll pupils into the college

1 *readiness curriculum and allow pupils to make informed decisions*
2 *regarding their futures.*

3 *(c) This act shall be known as the High Performance High*
4 *School Act.*

5 *SEC. 2. Section 51225.3 of the Education Code is amended to*
6 *read:*

7 51225.3. (a) Commencing with the 1988–89 school year, ~~no~~
8 ~~a pupil shall~~ *may not* receive a diploma of graduation from high
9 school who, while in grades 9 to 12, inclusive, has not completed
10 all of the following:

11 (1) At least the following numbers of courses in the subjects
12 specified, each course having a duration of one year, unless
13 otherwise specified.

14 (A) Three courses in English.

15 (B) Two courses in mathematics.

16 (C) Two courses in science, including biological and physical
17 sciences.

18 (D) Three courses in social studies, including United States
19 history and geography; world history, culture, and geography; a
20 one-semester course in American government and civics, and a
21 one-semester course in economics.

22 (E) One course in visual or performing arts or foreign
23 language. For the purposes of satisfying the requirement specified
24 in this subparagraph, a course in American Sign Language shall be
25 deemed a course in foreign language.

26 (F) Two courses in physical education, unless the pupil has
27 been exempted pursuant to the provisions of this code.

28 (2) Other coursework as the governing board of the school
29 district may by rule specify.

30 (b) The governing board, with the active involvement of
31 parents, administrators, teachers, and pupils, shall adopt
32 alternative means for pupils to complete the prescribed course of
33 study which may include practical demonstration of skills and
34 competencies, supervised work experience or other outside school
35 experience, career technical education classes offered in high
36 schools, courses offered by regional occupational centers or
37 programs, interdisciplinary study, independent study, and credit
38 earned at a postsecondary institution. Requirements for graduation
39 and specified alternative modes for completing the prescribed

1 course of study shall be made available to pupils, parents, and the
2 public.

3 *(c) This section shall become inoperative on July 1, 2010 and*
4 *is repealed on January 1, 2011.*

5 *SEC. 3. Section 51225.3 is added to the Education Code, to*
6 *read:*

7 *51225.3. (a) Commencing with the 2010–11 school year, a*
8 *pupil may not receive a diploma of graduation from high school if*
9 *he or she has not completed, while in grades 9 to 12, inclusive, the*
10 *following college readiness curriculum that is required for*
11 *admission to the state’s public colleges and universities:*

12 *(1) At least the following numbers of courses in the subjects*
13 *specified, each course having a duration of one year, unless*
14 *otherwise specified.*

15 *(2) Three courses in social studies, including a year course in*
16 *United States history and geography; a year course in world*
17 *history, culture, and geography; a one-semester course in*
18 *American government and civics, and a one-semester course in*
19 *economics.*

20 *(3) Four courses in English.*

21 *(4) Three courses in mathematics, including topics contained*
22 *in elementary and advanced algebra, and geometry.*

23 *(5) Two courses in laboratory science including biology,*
24 *chemistry, or physics.*

25 *(6) Two courses in a foreign language other than English,*
26 *including American Sign Language.*

27 *(7) One course in visual and performing arts.*

28 *(8) One elective course in any of the following areas:*

29 *(A) Visual and performing arts.*

30 *(B) History.*

31 *(C) Social science.*

32 *(D) English.*

33 *(E) Advanced mathematics.*

34 *(F) Laboratory science.*

35 *(G) A language other than English.*

36 *(H) A career technical education course.*

37 *(8) Two courses in physical education, unless the pupil has*
38 *been exempted pursuant to this code.*

39 *(b) The governing board, with the active involvement of parents*
40 *or guardians, administrators, teachers, and pupils, shall adopt*

1 *alternative means for pupils to complete the prescribed course of*
2 *study which may include practical demonstration of skills and*
3 *competencies, supervised work experience or other outside school*
4 *experience, career technical education classes offered in high*
5 *schools, courses offered by regional occupational centers or*
6 *programs, interdisciplinary study, service learning, independent*
7 *study, distance learning, and credit earned at a postsecondary*
8 *institution. Requirements for graduation and specified alternative*
9 *modes for completing the prescribed course of study shall be made*
10 *available to pupils, parents, and the public. The University of*
11 *California and the California State University shall consider the*
12 *alternate means adopted by school districts when determining the*
13 *course eligibility of a prospective student.*

14 *(c) This section shall become operative on July 1, 2010.*

15 *SEC. 4. Section 63080 is added to the Education Code, to*
16 *read:*

17 *63080. It is the intent of the Legislature that high schools*
18 *agreeing to enhance pupil academic achievement, as measured by*
19 *the Academic Performance Index (API), and to take positive steps*
20 *to strengthen high school performance be given flexibility in the*
21 *use of categorical funds. If pupil academic achievement is not*
22 *significantly enhanced or if the positive steps are not yielding*
23 *results, the block grant flexibility intended by this section is to be*
24 *eliminated.*

25 *SEC. 5. Section 63081 is added to the Education Code, to*
26 *read:*

27 *63081. (a) Commencing on July 1, 2005, a school district*
28 *that adopts specific objectives set forth in paragraph (2) of*
29 *subdivision (d) that increase the academic performance of pupils*
30 *in high school may receive a block grant pursuant to this section.*
31 *An applicant for a block grant shall submit an application to the*
32 *department in compliance with subdivision (e).*

33 *(b) Notwithstanding any provision of law to the contrary, for*
34 *each school district that is approved for a block grant, the*
35 *Superintendent of Public Instruction shall annually calculate a*
36 *block grant equal to the approximate total that would be*
37 *apportioned to the participating high schools in that school*
38 *district during the forthcoming fiscal year for each of the following*
39 *programs:*

- 1 (1) *The Advanced Placement Program established pursuant to*
2 *Chapter 8.3 (commencing with Section 52240) of Part 28.*
- 3 (2) *The Agricultural Career Technical Education Incentive*
4 *Program established pursuant to Article 7.5 (commencing with*
5 *Section 52460) of Chapter 9 of Part 28.*
- 6 (3) *The Marian Bergeson Beginning Teacher Support and*
7 *Assessment System established by Article 4.5 (commencing with*
8 *Section 44279.1) of Chapter 2 of Part 25.*
- 9 (4) *The Bilingual Teacher Training Assistance Program*
10 *established by Article 4 (commencing with Section 52180) of*
11 *Chapter 7 of Part 28.*
- 12 (5) *The Class Size Reduction Program established pursuant to*
13 *Chapter 6.10 (commencing with Section 52120) of Part 28.*
- 14 (6) *Community day schools established pursuant to Article 3*
15 *(commencing with Section 48660) of Chapter 4 of Part 27.*
- 16 (7) *The Elementary and Secondary School Dropout Prevention*
17 *Act of 1969 established pursuant to Article 3 (commencing with*
18 *Section 54660) of Chapter 9 of Part 29.*
- 19 (8) *Intersegmental Staff Development.*
- 20 (9) *The Instructional Materials Funding Realignment*
21 *Program established pursuant to Chapter 3.25 (commencing with*
22 *Section 60420) of Part 33.*
- 23 (10) *The Mathematics and Reading Professional Development*
24 *Program established pursuant to Article 3 (commencing with*
25 *Section 99230) of Chapter 5 of Part 65.*
- 26 (11) *Partnership Academies established pursuant to Article 5*
27 *(commencing with Section 54690) of Chapter 9 of Part 28.*
- 28 (12) *The California Peer Assistance and Review Program for*
29 *Teachers established pursuant to Article 4.5 (commencing with*
30 *Section 44500) of Chapter 3 of Part 25.*
- 31 (13) *School and classroom library programs.*
- 32 (14) *Specialized secondary programs established pursuant to*
33 *Chapter 6 (commencing with Section 58800) of Part 31.*
- 34 (15) *The Staff Development Buy-Out Program.*
- 35 (16) *Counseling of pupils in 10th grade or who have reached*
36 *16 years of age, pursuant to Sections 48431.6 and 48431.7.*
- 37 (17) *The Principal Training Program established pursuant to*
38 *Article 4.6 (commencing with Section 44510) of Chapter 3 of Part*
39 *25.*

1 (18) *The Academic Volunteer and Mentor Service Program*
2 *established pursuant to Section 96102 of the Government Code.*

3 (19) *Six-to-Six Before and After School Program established*
4 *pursuant to Article 23.4 (commencing with Section 8488.5) of*
5 *Chapter 2 of Part 6.*

6 (20) *The Gifted and Talented Pupil Program established*
7 *pursuant to Chapter 8 (commencing with Section 52500) of Part*
8 *28.*

9 (c) *Notwithstanding any provision of law to the contrary, the*
10 *superintendent shall annually apportion the amount calculated*
11 *pursuant to subdivision (b) to the applicant school district.*

12 (d) *Notwithstanding any provision of law to the contrary, the*
13 *block grant apportioned to a school district pursuant to*
14 *subdivision (c) may be expended for any purpose, and the school*
15 *district shall be exempt from all compliance and reporting*
16 *requirements pertaining to the programs specified in paragraphs*
17 *(1) to (20), inclusive, of subdivision (b), provided the school*
18 *district does both of the following:*

19 (1) *Agrees that the annual API growth target at each*
20 *participating high school shall be met or exceeded in the*
21 *forthcoming year, or that if any participating high school has an*
22 *API of 800 or above, that high school will remain at 800 or above.*

23 (2) *Agrees to achieve at least one specific objective that shall*
24 *be described in the application in each of the following categories:*

25 (A) *Ensures that on or before June 30, 2010, each pupil*
26 *receiving a high school diploma has taken the college readiness*
27 *curriculum needed for entry into the University of California or*
28 *received sufficient preparation for immediate employment or to*
29 *continue to pursue an organized career-technical pathway in*
30 *community college or in private-sector technical training.*

31 (B) *Enhances the professional development of faculty to ensure*
32 *that the needs of all pupils are met.*

33 (C) *Purchases standards-aligned instructional materials in the*
34 *core subjects of history-social science, English, mathematics, and*
35 *science.*

36 (D) *Smooths the transition of pupils from each of the following:*

37 (i) *Middle school to high school.*

38 (ii) *High school to postsecondary education.*

39 (iii) *High school to a career-technical pathway.*

1 (E) Engages parents and guardians, businesses, and
2 communities in the process of improving high schools.

3 (e) Notwithstanding any provision of law to the contrary, an
4 application for a block grant pursuant to this section shall be:

5 (1) Submitted in a format that shall be prepared and distributed
6 by the superintendent.

7 (2) Submitted on or before January 1 of the year preceding the
8 school year in which the block grant is to be awarded.

9 (3) Approved, modified and approved, or denied by the
10 superintendent on or before June 1 of the year preceding the school
11 year in which the block grant is to be awarded.

12 (4) Approved for no less than three years and no more than five
13 years.

14 (f) The superintendent shall establish operational procedures
15 and guidelines to implement this section. The superintendent shall
16 determine if the strategies adopted by school districts
17 participating in the program are sufficient to meet the intent of this
18 section.

19 (g) The superintendent may seek funds from foundations,
20 government, and other sources to support the implementation and
21 operation of statewide high school improvement efforts.

22 (h) Notwithstanding any provision of law to the contrary, in the
23 school year before an approved application for a block grant
24 expires, the superintendent shall analyze the success of the
25 participating school district in achieving the objectives specified
26 in the application and shall determine whether to renew the
27 application or renew the application with modifications. The
28 superintendent shall inform the school district on or before
29 January 1 of the final year of the block grant term if the
30 superintendent does not intend to renew the application.

31 (i) An application may be modified during its term of approval
32 or renewal with the consent of the Superintendent of Public
33 Instruction.

34 (j) A school district that receives a block grant pursuant to
35 subdivision (c) is not entitled to receive any separate funding from
36 the programs specified in paragraphs (1) to (20), inclusive, of
37 subdivision (b) for high schools included in the application.

38 (k) For the purposes of this section, "high school" means a
39 school that has any of grades 9 to 12, inclusive, but no other
40 grades.

(l) Notwithstanding any provision of law to the contrary, the superintendent may terminate a block grant approved pursuant to this section at the end of a school year for good cause, provided the superintendent gives at least 30 days' prior notice to the school district. Good cause shall include, but not be limited to, a decline in the API of the participating high schools in the school district.

(m) The department may adopt regulations to implement this article. The adoption, amendment, or repeal of a regulation authorized by this section is exempt from the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code).

SEC. 6. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

~~amended to read:~~

~~52336. (a) Any business, trade or professional association, union, or state or local governmental agency operating within this state may establish and operate, under the auspices of the local school district, a career preparatory program within this state that meets the requirements of this article.~~

~~(b) As part of a career preparatory program, an entity establishing and operating the program shall develop and implement a course of instruction for all pupils enrolled in the program that satisfies the requirements of Section 51225.3 applicable to grades 11 and 12.~~

~~(c) Subject to the development of the course of instruction delineated in subdivision (b) and to continuing certification by the State Department of Education, an entity establishing and operating a career preparatory program may propose and implement a program that is designed to provide on-the-job training and instruction in specific career technical skills to prepare pupils for future employment.~~

1 ~~(d) An entity establishing and operating a career preparatory~~
2 ~~program shall present pupils who have successfully completed all~~
3 ~~aspects of the program with a certificate of completion that shall~~
4 ~~supplement a high school diploma.~~

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